

REGULAR

13

APRIL

2010

3:30 P.M., Ohio County Community Center, Hartford, Ky

Meeting called to order by Judge Executive David Jones. Prayer by Magistrate Jason Bullock. Pledge to the American flag.

Those present were as follows:

David G. Jones	Judge Executive
Gregory B. Hill	County Attorney
Cheryl Morris	Fiscal Court Clerk
Hayward D. Minton	Magistrate District 1
Jason Bullock	Magistrate District 2
Richard Robinson	Magistrate District 3
Larry Keown	Magistrate District 4
Bill Burden	Magistrate District 5

Motion made by Esq. Robinson that the Court approve the minutes of the regular meeting on March 23, 2010 as presented (on file in Fiscal Court Order Book, Clerk’s office):

The motion was seconded by Esq. Burden and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Yes
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

Motion made by Judge Jones that the Court approve the bills, claims, payments and transfers as presented (copy on file, Clerk’s office).

The motion was seconded by Esq. Keown and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Yes
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

Motion made by Esq. Robinson that the Court approve the 2010-2011 Ohio County Rural Secondary Program District Recommendations as submitted by Wade Clements from the Department of Highways, District Two Office in Madisonville, KY (copy attached).

The motion was seconded by Esq. Burden and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Yes
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

REGULAR

13

APRIL

2010

Motion made by Esq. Minton that the Court approve the Treasurer’s Financial Statement for the month of March 2010 as presented (copy on file in Clerk’s office).

The motion was seconded by Esq. Keown and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Yes
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

Motion made by Esq. Keown that the Court approve the second reading and adoption of a Social Host Ordinance #2010-5: AN ORDINANCE RELATING TO THE PROHIBITION AGAINST HOSTING, PERMITTING, OR ALLOWING GATHERINGS WHERE MINORS CONSUME ALCOHOLIC BEVERAGES (copy on file in Ordinance Book, Clerk’s office).

The motion was seconded by Esq. Burden and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Yes
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

Motion made by Judge Jones that the Court approve to appropriate \$600 to place with the \$500 Spay/Neuter Grant received from the State for spay/neuter assistance vouchers from the Ohio County Animal Shelter for pet-owner citizens of Ohio County.

The motion was seconded by Esq. Minton and after discussion of said motion the vote being called for was as follows:

Motion by Judge Jones and Second by Esq. Minton were withdrawn.

Motion made by Judge Jones that the Court approve to appropriate \$1,000 to place with the \$500 Spay/Neuter Grant received from the State for spay/neuter assistance vouchers from the Ohio County Animal Shelter for pet-owner citizens of Ohio County.

The motion was seconded by Esq. Minton and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Yes
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

Motion made by Esq. Minton that the Court approve the “Adopt A Classroom” program from the National Humane Society at a maximum cost of \$2,775 from the Animal Shelter’s FY 2010-2011 budget; and, authorize the Ohio County Animal Control Officer and/or a representative from the Animal Shelter to approach the Ohio County Board of Education for the purpose of obtaining permission to distribute the KIND News publication to K – 6 grade classes in Ohio County schools usually from September thru February.

The motion was seconded by Esq. Bullock and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Yes
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

REGULAR

13

APRIL

2010

Recommendation by Judge Jones that the Court approve to hire Kimberly Wigginton as a PRN Substitute Meal Driver at the Ohio County Senior Center at a rate of \$10 per hour with mileage effective April 13, 2010.

Roll call vote:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Yes
Jones	Yes

And said recommendation was unanimously approved, and it is so ordered.

Motion made by Judge Jones that the Court approve the County Clerk’s Claim For Calculation Of Motor Vehicle And Boat Bills For 2010 in the amount of \$4,707.90 as presented (copy on file in Clerk’s office).

The motion was seconded by Esq. Minton and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Yes
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

Recommendation by Judge Jones that the Court approve to allow the employment of Brenda Loy through the Audubon Area Community Services, KY Works/Wage Subsidy Program as a seasonal worker in the Occupational Tax Office for six (6) months, effective 3/30/2010, up to 40 hours per week at \$10 per hour, no benefits; with 75% of earnings reimbursed to the county for the first four (4) months and 50% of earnings reimbursed to the county for the last two (2) months.

Roll call vote:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Yes
Jones	Yes

And said recommendation was unanimously approved, and it is so ordered.

Motion made by Judge Jones that the Court approve to designate the Ohio County Finance Officer as the Reporting Official and Primary Contact for the Kentucky Retirement System START Program.

The motion was seconded by Esq. Burden and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Yes
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

Recommendation by Judge Jones that the Court approve the Ohio County Chamber of Commerce’s nomination of Debbie Boehmann as the Chamber representative for a three (3) year term to expire 5-1-2013 on the Ohio County Tourism Commission to replace Mary Duvall who declined reappointment.

Roll call vote:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Yes
Jones	Yes

And said recommendation was unanimously approved, and it is so ordered.

REGULAR

13

APRIL

2010

Motion made by Esq. Robinson that the Court approve to set aside twenty (20) acres of property for football and baseball fields lying between the walking trail at the easternmost border of the new soccer field property at the Ohio County Park, running parallel to Horse Show Lane and ending at Entrance Road; and, authorize the Judge Executive to negotiate renting the corn crop base of the remaining approximately 27 acres.

The motion was seconded by Esq. Minton and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	No
Burden	No
Jones	Yes

Said motion having carried four (4) to two (2), it is so ordered.

Motion made by Esq. Keown that the Court request the Judge Executive to submit a letter to ConnectGRADD requiring their presence at the May 4th Fiscal Court meeting with an update on the progress of expanding broadband internet services to Ohio County residents.

The motion was seconded by Esq. Minton and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Yes
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

Motion made by Judge Jones that the Court approve to set the fee for copies of county records/documents provided in response to any Open Records Request at \$0.10 per copy.

The motion was seconded by Esq. Keown and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Yes
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

Recommendation by Judge Jones that the Court approve the appointment of Billie Maddox to the Ohio County Tourism Commission representing Lodging for a three (3) year term to expire May 1, 2013 replacing Melissa Acquaviva whose term expires.

Roll call vote:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Yes
Jones	Yes

And said recommendation was unanimously approved, it is so ordered.

Motion made by Judge Jones that the Court approve to go into Closed Session to discuss personnel issues. Personnel issues will be discussed which entails private and personal information which justifies and requires a Closed Session discussion. No other business will be discussed during the Closed Session and no official action shall be taken or consensus made by the Court. The legal authority that allows us to go into closed session is KRS 61.810(1)(f) which authorizes the Fiscal Court to discussions or hearings which might lead to the appointment, discipline, or dismissal of an individual employee, member, or student without restricting that employee’s, member’s or student’s right to a public hearing if requested. This exception shall not be interpreted to permit discussion of general personnel matters in secret. The legal reason we are going into closed session is for discussion of personnel issues.

The motion was seconded by Esq. Keown and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Yes
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

REGULAR

13

APRIL

2010

Motion made by Esq. Minton that the Court go back into Open Session. No other business was discussed or action taken during Closed Session except what was stated by me before going into Closed Session regarding personnel issues. There was no consensus made by the Court regarding personnel issues.

The motion was seconded by Esq. Burden and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Yes
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

Recommendation by Judge Jones that the Court approve to hire Troy Roby as a full-time Equipment Operator at the Ohio County Road Department at a starting rate of \$11.25 per hour effective April 19, 2010; subject to a six-month probationary period and contingent upon passing all required pre-employment drug testing.

Roll call vote:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Yes
Jones	Yes

And said recommendation was unanimously approved, and it is so ordered.

Recommendation by Judge Jones that the Court approve to transfer Beau Wright from full-time Deputy Jailer at the Ohio County Jail to full-time Equipment Operator at the Ohio County Road Department at a rate of \$12.50 per hour effective April 19, 2010.

Roll call vote:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Yes
Jones	Yes

And said recommendation was unanimously approved, and it is so ordered.

Recommendation by Judge Jones that the Court approve to hire Chris Ferguson as a Seasonal employee at the Ohio County Road Department at a rate of \$10.00 per hour effective April 19, 2010; contingent upon passing all required pre-employment drug testing.

Roll call vote:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Yes
Jones	Yes

And said recommendation was unanimously approved, and it is so ordered.

Recommendation by Judge Jones that the Court approve to hire Norbert Burden as a Seasonal employee at the Ohio County Road Department at a rate of \$10.00 per hour effective April 19, 2010; contingent upon passing all required pre-employment drug testing.

Roll call vote:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Yes
Jones	Yes

And said recommendation was unanimously approved, and it is so ordered.

REGULAR

13

APRIL

2010

Recommendation by Judge Jones that the Court approve to hire Jerry Embry as a Seasonal employee at the Ohio County Road Department at a rate of \$10.00 per hour effective April 19, 2010; contingent upon passing all required pre-employment drug testing.

Roll call vote:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Yes
Jones	Yes

And said recommendation was unanimously approved, and it is so ordered.

Recommendation by Judge Jones that the Court approve to hire Shane Doff as first-alternate Seasonal employee at the Ohio County Road Department at a rate of \$10.00 per hour; if any one of the three previously hired Seasonal employees (Chris Ferguson, Norbert Burden, Jerry Embry) fails to pass the required pre-employment drug testing or chooses not to accept the position for any reason.

Roll call vote:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Yes
Jones	Yes

And said recommendation was unanimously approved, and it is so ordered.

Recommendation by Judge Jones that the Court approve to hire Andrew Cooper as second-alternate Seasonal employee at the Ohio County Road Department at a rate of \$10.00 per hour; if any one of the three previously hired Seasonal employees (Chris Ferguson, Norbert Burden, Jerry Embry) fails to pass the required pre-employment drug testing or chooses not to accept the position for any reason.

Roll call vote:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Yes
Jones	Yes

And said recommendation was unanimously approved, and it is so ordered.

Motion made by Judge Jones that the Court approve to adopt the current salaries for the following county employees which are subject to change based on Fiscal Court approval as raises are given to county employees:

Deputy Coroner	\$4,651.00 annually
Deputy Judge	\$7.25 hourly
Finance Officer	\$13.00 hourly

The motion was seconded by Esq. Keown and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	No
Burden	No
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

Motion made by Judge Jones that the Court approve to adopt the current salaries for the following elected officials per KRS 64.530 which are subject to adjustment annually using the C.P.I. index:

County Attorney	\$10,145.00 annually
Magistrates	\$11,407.00 annually
Coroner	\$11,865.00 annually
Jailer	\$44,539.00 annually

REGULAR

13

APRIL

2010

The motion was seconded by Esq. Burden and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Yes
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

Motion made by Esq. Burden that the Court approve to add approximately 576 feet with a 30 foot easement on Hidden Hill Lane, which is on the north side of Hwy 62 East at Horton to the county road maintenance list; contingent upon all necessary easements are provided.

The motion was seconded by Judge Jones and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Yes
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

Motion made by Judge Jones that the Court approve to add approximately 550 feet with a 30 foot easement on Nicole Lane to the county road maintenance list; contingent upon all necessary easements are provided.

The motion was seconded by Esq. Robinson and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Yes
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

Motion made by Judge Jones that the Court approve to add approximately 0.3 mile with a 30 foot easement on Tooth Acres Lane to the county road maintenance list; contingent upon all necessary easements are provided.

The motion was seconded by Esq. Keown and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Yes
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

Motion made by Judge Jones that the Court approve to add approximately 0.5 mile with a 40 foot easement on Magnolia Lake Lane to the county road maintenance list; contingent upon all necessary easements are provided.

The motion was seconded by Esq. Robinson and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Yes
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

REGULAR

13

APRIL

2010

Motion made by Esq. Robinson that the meeting is adjourned.

The motion was seconded by Esq. Burden and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Yes
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

Meeting is adjourned.

David Jones, Judge Executive

Cheryl Morris, Fiscal Court Clerk